

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

LEONARDO RUIZ-GALLEGOS,

Defendant.

2:23-CR-00008-ART-BNW

Preliminary Order of Forfeiture

This Court finds Leonardo Ruiz-Gallegos pled guilty to Counts One and Two of a Two-Count Criminal Information charging him in Count One with possession of a firearm by a prohibited alien in violation of 18 U.S.C. § 922(g)(5)(A) and in Count Two with illegal possession of a machine gun in violation of 18 U.S.C. § 922(o). Criminal Information, ECF No. 29; Change of Plea, ECF No. 32; Plea Agreement, ECF No. 31.

This Court finds Leonardo Ruiz-Gallegos agreed to the forfeiture of the property set forth in the Plea Agreement and the Forfeiture Allegation of the Criminal Information. Criminal Information, ECF No. 29; Change of Plea, ECF No. 31; Plea Agreement, ECF No. 31.

This Court finds, under Fed. R. Crim. P. 32.2(b)(1) and (b)(2), the United States of America has shown the requisite nexus between property set forth in the Plea Agreement and the Forfeiture Allegation of the Criminal Information and the offenses to which Leonardo Ruiz-Gallegos pled guilty.

The following property is (1) any firearm or ammunition involved in or used in any knowing violation of 18 U.S.C. § 922(g)(5)(A) or (2) any firearm or ammunition involved in or used in any willful violation of 18 U.S.C. § 922(o) and is subject to forfeiture under 18 U.S.C. § 924(d)(1) with 28 U.S.C. § 2461(c):

- 1 1. a S Taurus, model PT 1911, .45 caliber handgun, bearing serial number
- 2 NBU18658;
- 3 2. a 9mm Luger caliber, Glock-type firearm manufactured by an unknown
- 4 person at an unknown location utilizing a Polymer80 brand PF940SC kit
- 5 and Glock-type firearm components;
- 6 3. 8 rounds .45 caliber ammunition;
- 7 4. 42 rounds 9mm caliber ammunition; and
- 8 5. any and all compatible ammunition
- 9 (all of which constitutes property).

10 This Court finds that on the government's motion, the Court may at any time enter
11 an order of forfeiture or amend an existing order of forfeiture to include subsequently
12 located property or substitute property under Fed. R. Crim. P. 32.2(e) and 32.2(b)(2)(C).

13 This Court finds the United States of America is now entitled to, and should, reduce
14 the aforementioned property to the possession of the United States of America.

15 NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND
16 DECREED that the United States of America should seize the aforementioned property.

17 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED all possessory
18 rights, ownership rights, and all rights, titles, and interests of Leonardo Ruiz-Gallegos in the
19 aforementioned property are forfeited and are vested in the United States of America and
20 shall be safely held by the United States of America until further order of the Court.

21 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States
22 of America shall publish for at least thirty (30) consecutive days on the official internet
23 government forfeiture website, www.forfeiture.gov, notice of this Order, which shall
24 describe the forfeited property, state the times under the applicable statute when a petition
25 contesting the forfeiture must be filed, and state the name and contact information for the
26 government attorney to be served with the petition, under Fed. R. Crim. P. 32.2(b)(6).

27 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that any individual
28 or entity who claims an interest in the forfeited property must file a petition for a hearing to

1 adjudicate the validity of the petitioner's alleged interest in the property under 21 U.S.C. §
2 853(n)(2), which petition shall be signed by the petitioner under penalty of perjury under 21
3 U.S.C. § 853(n)(3) and 28 U.S.C. § 1746, and shall set forth the nature and extent of the
4 petitioner's right, title, or interest in the property, the time and circumstances of the
5 petitioner's acquisition of the right, title or interest in the property, any additional facts
6 supporting the petitioner's claim, and the relief sought.

7 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a petition, if any,
8 must be filed with the Clerk of the Court, 333 Las Vegas Boulevard South, Las Vegas,
9 Nevada 89101, no later than thirty (30) days after the notice is sent or, if direct notice was
10 not sent, no later than sixty (60) days after the first day of the publication on the official
11 internet government forfeiture site, www.forfeiture.gov, whichever is earlier.


12 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a copy of the
13 petition, if any, shall be served upon the Asset Forfeiture Attorney of the United States
14 Attorney's Office at the following address at the time of filing:

15 Daniel D. Hollingsworth
16 Assistant United States Attorney
17 Misty L. Dante
18 Assistant United States Attorney
19 501 Las Vegas Boulevard South, Suite 1100
20 Las Vegas, Nevada 89101.

21 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the notice
22 described herein need not be published in the event a Declaration of Forfeiture is issued by
23 the appropriate agency following publication of notice of seizure and intent to
24 administratively forfeit the above-described property.

25 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Clerk send
26 copies of this Order to all counsel of record.

27 DATED: March 7, 2023.

28 
ANNE R. TRAUM
UNITED STATES DISTRICT JUDGE